

United States District Court  
Northern District of Oklahoma

FILED

DEC 09 2020

Mark C. McCartt, Clerk  
U.S. DISTRICT COURT

Tim Fredrickson,  
plaintiff.

v.

Attorney General (USA),  
Regional Director (FBOP),  
Warden of Cimarron  
Defendants

No. **20CV-646 CVE-CDL**

(complaint)

- 1) I am under imminent threat of repetitious physical injury, and am also subject to a 1 in 10 chance of death.
- 2) I arrived at Cimarron Correctional Facility in Cushing Oklahoma on Nov-19-2020 with 150 inmates, at least 8 of which tested positive for COVID by Nov-30-2020.
- 3) The contagious detainees:
  - a) Flew with me on con-air from Rockford Illinois to OKC.
  - b) rode with me the 90-minute trip from OKC to Cimarron, on a short bus packed with 48 people shoulder-to-shoulder with the windows up
  - c) were housed on the same pod as I and 92 others for 11-days.
- 4) There are other untested and contagious inmates exposing me to COVID daily.
- 5) At no point prior to arriving at Cimarron was I tested for covid, nor did I see anyone else get tested at any point. At least 6 inmates, including pretrial detainees, have attested to the same facts. See attached Affidavit (Exhibit 4). In fact, I have never been tested during the pandemic.

☒ Mail ☐ No Cert Svc ☐ No Orig Sign

☐ C/J ☐ C/MJ ☐ C/Ret'd ☐ No Env

☐ No Cyps ☒ No Env/Cyps ☐ O/J ☐ O/MJ



- 6) At every juncture, convicts are expected to abide by the honor system and self-report any symptoms, knowing that maximum isolation and solitary confinement will result.
- 7) Asymptomatic detainees and those not yet showing symptoms cannot self-report symptoms.
- 8) All measures short of actual antigen tests are fundamentally flawed and continue to result in a catastrophic failure to protect, as evidenced by positive tests taken only when leaving Cimarron - case and point - screening does not work and is a façade.
- 9) Since arriving at Cimarron, I have seen approx 20 similarly untested detainees enter my pod, increasing my risk of exposure and possible death.
- 10) Cimarron acquired its Federal contract in Sept. 2020, and on a facility-wide scale moved 500 inmates in and out its first week of operation, and on average moves upwards of 250 similarly untested detainees per week from around the country.
- 11) The Regional Director and Attorney General negligently pressed an understaff and unprepared Cimarron into service 3-months ahead of schedule, showing a deliberate and callous disregard for my health through the following:
  - a) I was designated to FCI-CEA prior to arriving in Oklahoma, and could have transferred directly there without having contact.
  - b) I could have waited at Mercer County until bed-space was available at CEA.
  - c) Either could have required antigen tests at every juncture, just like most state DOC's currently do.

Relief

costs of suit and reasonable attorney fees,  
any relief,

Certification

I declare under penalty of perjury that the above is true  
and correct.

/s/ Tim Fred  
Dec/1/2020



# Affidavit

State of Oklahoma  
County of Payne

S.S.

I certify under penalty of perjury that I did not take an antibody/antigen test in preparation for, nor at any point between, leaving my home state and arriving at Cimarron.

I, Brandon Buchanan left Sherburne County Jail in Minnesota.

12/1/20 *[Signature]* 11/30/20

I Shawn Hooks left Muscatine County Jail in Iowa

*[Signature]* 11-30-20

~~Sandy Munn~~ ~~Sherburne County~~  
MN

I Zachary Clark left Muscatine County Jail in ~~new~~ Iowa. In contrast, I observed "all" state inmates take the actual test before they left for the state classification and designation center *[Signature]*

I Dallas Cordon left Winner Jail SD, Dallas Cordon 12-1-2020

I Chris Niederkorn left Sherburne County in Elk River Minnesota *[Signature]* 12-1-20

I Tim Fredrickson left Mercer County Jail in Illinois. In contrast, I observed all state inmates take the actual test before they left for the state designation center. /s/ Tim Fredrickson 12/1/2020

Tim Fredrickson  
3200 S. Kings Hwy  
Cushing, OK. 74023

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This correspondence is from an  
offender at Cimarron  
Correctional Facility is  
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or content.

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